

Amendment / Reply  After Final  Affidavits/declaration(s)  Extension of Time Request (In Duplicate)  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts Under 37 CFR 1.52 or 1.53  Cottober 12, 2004  Date  October 12, 2004	2004 بير	sign (+) inside this box $\longrightarrow$ $+$ .  Act of 1995, no persons are required to	U.S. Patent and Tradem	PTO/SB/21 (08 red for use through 10/31/2002. OMB 0651-0 ark Office: U.S. DEPARTMENT OF COMME on unless it displays a valid OMB control nur
TRANSMITTAL FORM  (to be used for all correspondence after initial filing)  Total Number of Pages in This Submission  Total Number of Pages in This Submission  ENCLOSURES  ENCLOSURES  (check all that apply)  Fee Transmittal Form (In Duplicate) Fee Attached Drawing(s) After Final After Final After Final Petition Provisional Application Afficiavits/declaration(s) Extension of Time Request (In Duplicate) Express Abandonment Request (In Duplicate) Copy of Priority Document(s) Response to Missing Parts under 37 CFR 1,52 or 1,53  Signature  Date  Date  First Named Inventor CARILLO, et al.  Group Art Unit Examiner Name Unassigned Attorney Docket Number ST94037B  Mater Aliovance Communication to Group (Appeal Actiowance Communication to Group Appeal Communication to Group Appeal Communication to Group Appeal Communication to Convert to a Provisional Application Proprietary Information Proprietary Information Change of Correspondence Acid Requirements (In Duplicate) Response to Notice to With Sequence and/or Acid Requirements (2 p. Copy of Notice to Comp. Dagles)  Customer No. 29693  Signature David J. Kulik; Reg. No. 36,576  Signature Date  October 12, 2004	MAT S		Application Number	10/788,489
Group Art Unit   Examiner Name   Unassigned		NSMITTAL	Filing Date	March 1, 2004
Examiner Name  Total Number of Pages in This Submission  ENCLOSURES (check all that apply)  ENCLOSURES (check all that apply)  Fee Transmittal Form (In Duplicate)  Fee Attached  Drawing(s)  Amendment / Reply  After Final  After Final  Petition  Petition to Convert to a Provisional Application  P		FORM	First Named Inventor	CARILLO, et al.
Total Number of Pages in This Submission	(to be used for all correspondence after initial filing)		Group Art Unit	
Fee Transmittal Form (In Duplicate)			Examiner Name	Unassigned
Fee Transmittal Form (In Duplicate)  Fee Attached  Fee Attached  Drawing(s)  Appeal Communication to Group  Appeal Communication to Group  Appeal Communication to of Appeals and Interferent  After Final  Petition  Petition  Petition Proprietary Information  Proprietary Information  Proprietary Information  Aftidavits/declaration(s)  Extension of Time Request (In Duplicate)  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm  or Individual name  David J. Kullik; Reg. No. 36,576  Signature  Date  October 12, 2004	Total Number of	Pages in This Submission	Attorney Docket Number	ST94037B
Fee Transmittal Form (In Duplicate)  Fee Attached  Drawing(s)  Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/Incomplete Application  Response		ENC	LOSURES (check	all that apply)
Firm or Individual name David J. Kulik; Reg. No. 36,576  Signature October 12, 2004	Amendment / Reply  After Final  Affidavits/decl  Extension of Time Re (In Duplicate)  Express Abandonme  Information Disclosur  Certified Copy of Price Document(s)  Response to Missing Incomplete Application  Response to M	Drawin  Licens  Petitic  Petitic  Provis  Power Chang Addre  Termi  Request  Request  Ority  Remarks  I Parts/ On  Missing Parts	ng(s) sing-related Papers on on to Convert to a sional Application of Attorney, Revocation ge of Correspondence ss nal Disclaimer est for Refund	Appeal Communication to Board of Appeals and Interferences  Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  Other Enclosure(s) (please identify below):  Response to Notice to Comp with Sequence and/or Amino Acid Requirements (2 pages) Copy of Notice to Comply (pages)
or Individual name David J. Kulik; Reg. No. 36,576  Signature October 12, 2004		SIGNATURE OF APPI	LICANT, ATTORNEY, OR	AGENT
October 12, 2004	or Individual name Signature	Adres	. 36,576	
CEDTIEICATE OF MAILING				
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as firs	I horoby costify that this as		CATE OF MAILING	on with sufficient masters as first class
mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:				

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## MI 1 2 700 E

Appl. No.

10/788,489

Confirmation No.: 9027

**Applicant** 

Serge Carillo, et al.

Filed

March 1, 2004

TC/A.U.

Examiner

Unassigned

Docket No.

ST94037B

Customer No.

29693

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide

<u>Sequence and/or Amino Acid Sequence Disclosures</u>

## Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications

Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed by
the U.S. Patent and Trademark Office on August 12, 2004, applicants refer to and
incorporate the Sequence Listing and the Computer Readable Form of the Sequence
Listing submitted in the parent application, Ser. No. 09/405,920 filed September 24,
1999. Applicants request that the same be used in this application in lieu of submitting
a new CRF, in accordance with 37 C.F.R. § 1.821(e).

Furthermore, the undersigned states that the content of the paper and computer readable copies of the Sequence Listing previously submitted in accordance with 37

Appl. No. 10/788,489 Response to Notice to Comply with Sequence Requirements dated October 12, 2004

C.F.R. § 1.821(c) and (e), respectively, are the same, and that this submission does not include any new matter.

If there are any fees due with the filing of this paper, applicants respectfully request that any and all fees be charged to Deposit Account No. 50-1129. If any extension of time request or any petition is required for the entry of this paper, applicants hereby request the extension necessary of making the appropriate petition. The undersigned authorizes the fee payment from Deposit Account No. 50-1129.

Dated: October 12, 2004

Respectfully submitted,

WILEY REIN & FIELDING LLP

By:

David J. Kulik, Esq. Reg. No. 36,576

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P.O. Box 1450 Alexandria, Vinginia 22313-1450 www.usplo.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/788,489

1776 K. STREET N.W. WASHINGTON, DC 20006

WILEY, REIN & FIELDING, LLP

ATTN: PATENT ADMINISTRATION

29693

03/01/2004

Serge Carillo

ST94037B

**CONFIRMATION NO. 9027** 

FORMALITIES LETTER

\*OC000000013522134\*

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Date Mailed: 08/12/2004

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

• A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

■ For Rules Interpretation, call (703) 308-4216

■ To Purchase Patentin Software, call (703) 306-2600

■ For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to:

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## A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
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